



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

August 9, 1991

Geoffrey S. Conner
Texas Department of Agriculture
P.O. Box 12847
Austin, Texas 78711

OR91-363

Dear Mr. Conner:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 12839.

You sought an open records decision from this office pursuant to section 7(c) of the act. Consequently, this office notified Mr. Ronald Pucek of Living Waters Artesian Springs Ltd. that we received your request for an open records decision regarding his fish farm license application. In our letter to Mr. Pucek, this office requested an explanation as to why any portion of his application was excepted from public disclosure, with the caveat that his failure to do so within a reasonable time would result in this office instructing you to disclose the information.

More than 14 days have elapsed since this office issued it notice, but Mr. Pucek has failed to provide this office with any explanation as to why the requested documents should not be released. Consequently, we have no basis for applying any exceptions to required public disclosure to this information. See Open Records Decision No. 552 (1990). Because neither you nor Mr. Pucek have contended to this office that the requested information should be withheld, you should release the information at this time.

Yours very truly,

A handwritten signature in dark ink, appearing to read "John Steiner", is written over a horizontal line.

John Steiner
Assistant Attorney General
Opinion Committee

JS/RWP/lb

Ref.: ID# 12839

ID# 12893

cc: T.W. McEwen
P.O. Box 6819
San Antonio, Texas 78209

Ronald Pucek
d/b/a Living Waters Artesian Springs Ltd.
1177 Davis Bend
Alvin, Texas 77511

Kevin K. Zarling
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